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**UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
RICHMOND DIVISION**

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**In Re:** :  
**HEALTH DIAGNOSTIC LABORATORY, Inc.,** : **(CHAPTER 11)**  
*et al* :  
**Debtors** : **Case No. 15-32919 (KRH)**  
: **(Jointly Administered)**

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**JOINDER TO OBJECTIONS TO SETTLEMENT**

Floyd Calhoun Dent, III, Bradley Johnson and BlueWave Healthcare Consultants, Inc., (“BlueWave Parties”), by their undersigned counsel, submit this joinder to the *Limited Objection to the Liquidating Trustee’s Motion for Order Approving Settlement with LeClairRyan*, filed by Dr. Joseph McConnell on September 15, 2016 (ECF No. 1466) (the “McConnell Objection”), the *Joint Objection to Motion for Order Approving Settlement Agreement Between Richard Arrowsmith, Liquidating Trustee of the HDL Liquidating Trust, and LeClairRyan*, filed by Tipton Golias, Joseph Golias, Donald Golias, Wyndell L. Golias Voting Trust, Helena Laboratories Corporation, Karla Falgout, Pamela Oates, Eric Petersen, John Tessler, David Mayes, Noel Bartlett and Robert Galen on September 15, 2016 (ECF No. 1465) (the “Golias Objection”), and the *Response and Objections to Liquidating Trustee’s Motion for Order*

*Approving Settlement Agreement Between Richard Arrowsmith, Liquidating Trustee of HDL Liquidating Trust, and LeClairRyan*, filed by G. Russell Warnick on September 15, 2016 (ECF No. 1471) (the “Warnick Objection”, and collectively with the McConnell Objection and the Golias Objection, the “Objections”) with respect to the Liquidating Trustee’s *Motion for Order Approving Settlement Agreement Between Richard Arrowsmith, Liquidating Trustee of the HDL Liquidating Trust, and LeClairRyan* (the “Motion”) (ECF No. 1443).

Late in the afternoon on Friday, September 16, 2016, the Liquidating Trustee filed a redacted Omnibus Complaint, which names each of the BlueWave Parties as Defendants. The Omnibus Complaint is more than 200 pages long (exclusive of exhibits) and includes 76 separate Counts and more than 100 pages of exhibits. In addition, the current version of the Omnibus Complaint that is available to named Defendants excludes more than 90 paragraphs that the Liquidating Trustee has sought Court approval to file under seal.

At this time, it is premature for the Court to decide what impact the settlement between the Liquidating Trust and LeClairRyan might have on any rights, claims, and defenses the BlueWave Parties might have in connection with the claims included in the Omnibus Complaint or any other action that the Liquidating Trustee might bring against the BlueWave Parties. The BlueWave Parties therefore object to the Motion to the extent that it asks the Court to determine the impact of the settlement on their rights, claims, and defenses as to the Liquidating Trust, LeClairRyan, or any other party, including rights with respect to Virginia Code § 8.01-35.1.

For the foregoing reasons, and as set out further in the Objections, the BlueWave Parties join the Objections and the request for relief therein.

Dated: September 19, 2016

/s/ Jesse N. Silverman

Jesse N. Silverman (VA I.D. 46456)

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**CERTIFICATE OF SERVICE**

The undersigned counsel for Floyd Calhoun Dent, III, Bradley Johnson & BlueWave Healthcare Consultants, Inc. hereby certifies that on September 19, 2016, the foregoing document was served upon the Service List, as defined in the Court's *Order Establishing Certain Post-Confirmation Notice, Case Management, and Administrative Procedures* [Docket No. 1261], via e-mail or first class mail if no e-mail addresses was available.

/s/ Jesse N. Silverman

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